ARTICLES
OF
Peace and Commerce
Between the most Serene and Mighty Prince
JAMES II.
By the Grace of GOD,
King of *Great Britain*, *France* and *Ireland*,
Defender of the Christian Faith, &c.
And the most Illustrious LORDS,
The *Douletli Basha*, *Aga* & *Governours*
Of the famous City and Kingdom of
ALGIERS in *BARBARY*:
Ratified and Confirmed
By Sir *William Soame* Baronet,
His Majesties Ambassador to the *Grand Signior*,
On the Fifth of *April*, Old Style, 1686.

Published by His Majesties Command.

Printed by *Thomas Newcomb* in the *Savoy*. 1687.

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ARTICLES OF PEACE & COMMERCE

Between the most Serene and Mighty PRINCE

JAMES II.

By the Grace of God, King of *Great Britain*, *France* and *Ireland*, Defender of the Christian Faith, &c.

And the most Illustrious LORDS,

The *Douletli Basha*, *Aga* and *Governours* of the Famous City and Kingdom of *Argiers* in *Barbary*:

Ratified and Confirmed by Sir *William Soame* Baronet, His Majesties Ambassador to the *Grand Signior*, on the Fifth of *April*, Old Style, 1686.

Article I.

IN the first place it is Agreed and Concluded, That from this day, and for ever forwards, that the Peace made by *Arthur Herbert* Esquire, Admiral of His Majesties Fleet in

the *Mediterranean*, be renewed and confirmed, and be kept inviolable between the most Serene King of *Great Britain*, *France* and *Ireland*, Defender of the Christian Faith, *&c.* And the most Illustrious Lords the Douletli Bassha, Aga, and Governours of the City and Kingdom of *Algiers*, and between all the Dominions and Subjects of either side, and that the Ships and other Vessels, and the Subjects and People of both sides shall not henceforth do to each other any Harm, Offence or Injury, either in Word or Deed, but shall Treat one another with all possible Respect and Friendship: And that all Demands and Pretences whatsoever to this day between both Parties shall cease and be void.

II.

That any of the Ships or other Vessels belonging to the said King of *Great Britain*, or to any of His Majesties Subjects, may safely come to the Port of *Algiers*, or to any other Port or Place of that Kingdom, there freely to Buy and Sell, paying the usual Customs of Ten *per Cent.* as in former times, for such Goods

Goods as they ſell; and the Goods they ſell not, they ſhall freely carry on Board without paying any Duties for the ſame; And that they ſhall freely depart from thence whenſoever they pleaſe, without any ſtop or hindrance whatſoever. As to Contraband Merchandiſes, as Powder, Brimſtone, Iron, Planks, and all ſorts of Timber fit for Building of Ships, Ropes, Pitch, Tar, Fuſils, and other Habiliments of War, His ſaid Majeſties Subjects ſhall pay no Duty for the ſame to thoſe of *Algiers*.

Artic. III.

That all Ships and other Veſſels, as well thoſe belonging to the King of *Great Britain*, or to any of His Majeſties Subjects, as thoſe belonging to the Kingdom or People of *Algiers*, ſhall freely paſs the Seas, and Traffick without any ſearch, hindrance or moleſtation from each other; And that all Perſons, or Paſſengers of what Country ſoever, and all Moneys, Goods, Merchandiſes and Moveables, to whatſoever People or Nation belonging, being on Board of any of the ſaid

Ships

Ships or Veſſels, ſhall be wholly free, and ſhall not be ſtopped, taken or plundered, nor receive any harm or damage whatſoever from either Party.

Artic. IV.

That the *Algiers* Ships of War, or other Veſſels meeting with any Merchant Ships or other Veſſels of His ſaid Majeſties Subjects, not being in any of the Seas appertaining to His Majeſties Dominions, may ſend on Board one ſingle Boat with two Sitters only, beſides the ordinary Crew of Rowers, and that no more ſhall enter any ſuch Merchant Ship or Veſſel, without expreſs leave from the Commander thereof, but the two Sitters alone, and that upon producing a Paſs under the Hand and Seal of His Majeſty, or whomſoever he ſhall appoint to be Lord High Admiral, or to execute the Office of Lord High Admiral for *England* and *Ireland*, or of the Lord High Admiral of *Scotland*, for the ſaid Kingdoms reſpectively, that the ſaid Boat ſhall preſently depart, and the Merchant Ship or Veſſel ſhall preſently depart, and the Merchant

Merchant Ship or Veſſel ſhall proceed freely on her Voyage; And any of the Ships of War or other Veſſels of His ſaid Majeſty, meeting with any Ships or other Veſſels of *Algiers*, if the Commander of any ſuch *Algier* Ship or Veſſel, ſhall produce a Paſs firmed by the Chief Governours of *Algiers*, and a Certificate from the Engliſh Conſul living there, the ſaid *Algier* Ship or Veſſel ſhall proceed freely.

Artic. V.

That no Commander or other Perſon of any Ship or Veſſel of *Algiers* ſhall take out of any Ship or Veſſel of his ſaid Majeſties Subjects, any Perſon or Perſons whatſoever, to carry them any where to be Examined, or upon any other pretence; nor ſhall they uſe any Torture or Violence to any Perſon of what Nation or Quality ſoever, being on Board any Ship or Veſſel of His Majeſties Subjects, upon any pretence whatſoever.

Artic.

Artic. VI.

That no Shipwrack belonging to the ſaid King of *Great Britain*, or to any of His Majeſties Subjects, upon any part of the Coaſt belonging to *Algiers*, ſhall be made or become Prize, and that neither the Goods thereof ſhall be Seized, nor the Men made Slaves; but that all the Subjects of *Algiers* ſhall do their beſt endeavours to ſave the ſaid Men and their Goods.

Artic. VII.

That no Ship, nor any other Veſſel of *Algiers* ſhall have permiſſion to be delivered up, or go to *Sally*, or any other Place in Enmity with the ſaid King of *Great Britain*, to be made uſe of as Corſairs or Sea-Rovers againſt His ſaid Majeſties Subjects.

Artic. VIII.

That none of the Ships or other ſmaller Veſſels of *Algiers* ſhall remain Cruiſing near or

or in sight of any of His Majesties Roads, Havens or Ports, Towns and Places, nor any way disturb the Peace and Commerce of the same.

Artic. IX.

That if any Ship or Vessel of *Tunis*, *Tripoly*, or *Sally*, or of any other Place, bring any Ships, Vessels, Men or Goods belonging to any of His said Majesties Subjects, to *Algiers*, or to any Port or Place in that Kingdom, the Governors there shall not permit them to be sold within the Territories of *Algiers*.

Artic. X.

That if any of the Ships of War of the said King of *Great Britain* do come to *Algiers*, or to any other Port or Place of that Kingdom with any Prize, they may freely sell it, or otherwise to dispose of it at their own pleasure, without being molested by any. And that His Majesties said Ships of War shall not be obliged to pay Customs in any sort; and that if they shall want Provisions, Victuals, or any other things, they may freely Buy them at the Rates in the Market.

Artic. XI.

That when any of His ſaid Majeſties Ships of War ſhall appear before *Algiers* upon notice thereof given by the *Engliſh* Conſul, or by the Commander of the ſaid Ships to the chief Governors of *Algiers*, Publick Proclamation ſhall be immediately made to ſecure the Chriſtian Captives; And if after that any Chriſtians whatſoever make their eſcape on Board any of the ſaid Ships of War, they ſhall not be required back again, nor ſhall the ſaid Conſul or Commander, or any other of His Majeſties Subjects be obliged to pay any thing for the ſaid Chriſtians.

Artic. XII.

That henceforward no Subjects of His Majeſty of *Great Britain*, &c. ſhall be bought or ſold or made Slaves in any part of the Kingdom of *Algiers*, upon any pretence whatſoever. Nor ſhall His Majeſty be obliged by Virtue of this Treaty of Peace, to Redeem any of his Subjects now in Slavery,

but

but it ſhall depend abſolutely upon His Majeſty, or the Friends and Relations of the ſaid Perſons in Slavery, without any limitation or reſtriction of time, to Redeem ſuch, and ſo many of them from time to time, as ſhall be thought fit, agreeing of as reaſonable a Price as may be, with their Patrons or Maſters for their Redemption, without obliging the ſaid Patrons or Maſters againſt their wills to ſet any at Liberty, whether they be Slaves belonging to the Beylicque or Gally, or ſuch as belong to the Baſhaw, Dey, Governor, or any other Perſons whatſoever. And all Slaves being His Majeſties Subjects, ſhall, when they are Redeemed, enjoy the advantage and benefit of abatements of the Duty due to the Royal Houſe, and of the other Charges, by paying ſuch reaſonable Sums as any Slaves of other Nations uſually pay when they are Redeemed.

Artic. XIII.

That if any Subject of the ſaid King of *Great Britain* happen to die in *Algiers*, or in any part of its Territories, his Goods or

Moneys ſhall not be Seized by the Governors, Judges, or other Officers, (who ſhall likewiſe make no Enquiry after the ſame) but the ſaid Goods or Moneys ſhall be poſſeſſed or received by ſuch Perſon or Perſons whom the Deceaſed ſhall by his laſt Will have made his Heir or Heirs, in caſe they be upon the Place where the Teſtator deceaſed. But if the Heirs be not there, then the Executors of the ſaid Will, lawfully conſtituted by the Deceaſed, ſhall after having made an Inventory of all the Goods and Moneys left, take them into their cuſtody without any hindrance, and ſhall take care the ſame be remitted by ſome ſafe way, to the true and lawful Heirs; and in caſe any of His ſaid Majeſties Subjects happen to die, not having made any Will; the *Engliſh* Conſul ſhall poſſeſs himſelf of his Goods and Moneys upon Inventory, for the uſe of the Kindred, and Heirs of the Deceaſed.

Artic. XIV.

That no Merchants being His Majeſties Subjects, and Reſiding in, or Trading to the City

City and Kingdom of *Algiers*, ſhall be obliged to buy any Merchandiſes againſt their Wills; but it ſhall be free for them to buy ſuch Commodities as they ſhall think fit, and no Captain or Commander of any Ship or Veſſel belonging to His ſaid Majeſties Subjects, ſhall be obliged againſt his Will to Lade any Goods to carry them, or make a Voyage to any Place he ſhall not have a mind to go to: And neither the *Engliſh* Conſul, nor any other Subject of the ſaid King, ſhall be bound to pay the Debts of any other of His Majeſties Subjects, except that he or they become Sureties for the ſame by a Publick Act.

Artic. XV.

That the Subjects of His ſaid Majeſty in *Algiers*, or its Territories, in matter of Controverſie, ſhall be liable to no other Juriſdiction but that of the Dey, or Divan, except they happen to be at Difference between themſelves, in which caſe they ſhall be liable to no other Determination but that of the Conſul only.

Artic.

Artic. XVI.

That in caſe any Subject of His ſaid Majeſty being in any part of the Kingdom of *Algiers* happen to Strike, Wound, or Kill a *Turk* or a *Moor*, if he be taken, he is to be puniſhed in the ſame manner, and with no greater ſeverity then a *Turk* ought to be, being guilty of the ſame Offence; but if he eſcape, neither the ſaid *Engliſh* Conſul, nor any other of His ſaid Majeſties Subjects, ſhall be in any ſort queſtioned and troubled therefore.

Artic. XVII.

That the *Engliſh* Conſul now, or at any time living in *Algiers*, ſhall be there at all times with entire freedom and ſafety of his Perſon and Eſtate, and ſhall be permitted to chooſe his own Druggerman and Broker, and freely to go on Board any Ships in the Road, as often and when he pleaſes, and to have the liberty of the Country; And that he ſhall be allowed a Place to Pray in, and that no man ſhall do him any Injury in Word or Deed.

Artic.

Artic. XVIII.

That not onely during the continuance of this Peace and Friendſhip, but likewiſe if any Breach or War happen to be hereafter between the ſaid King of *Great Britain* and the Kingdom of *Algiers*, the ſaid *Engliſh* Conſul, and all other His ſaid Majeſties Subjects inhabiting in the Kingdom of *Algiers*, ſhall always, and at all times, both of Peace and War, have full and abſolute Liberty to depart and go to their own, or any other Countrey, upon any Ship or Veſſel of what Nation ſoever they ſhall think fit, and to carry with them all their Eſtates, Goods, Families and Servants, without any interruption or hindrance.

Artic. XIX.

That no Subject of His ſaid Majeſty, being a Paſſenger, and coming or going with his Baggage, from or to any Port, ſhall be any way moleſted or meddled with, although he be on Board any Ship or Veſſel in Enmity with

with *Algiers*; And in like manner no *Algerine* Paſſenger being on Board any Ship or Veſſel in Enmity with the ſaid King of *Great Britain*, ſhall be any way moleſted, whether in his Perſon, or in his Goods which he may have Laden on Board the ſaid Ship or Veſſel.

Artic. XX.

That at all times when any Ship of VVar of the King of *Great Britains*, carrying His ſaid Majeſties Flag at the Main-Top-Maſt-head, ſhall appear before *Algiers*, and come to an Anchor in the Road, That immediately after notice thereof given by His ſaid Majeſties Conſul, or Officer from the Ship unto the Dey and Government of *Algiers*, they ſhall in Honour to His Majeſty, cauſe a Salute of One and twenty Cannon to be ſhot from the Caſtles and Forts of the City, and that the ſaid Ship ſhall return an Anſwer by ſhooting off the ſame Number of Cannon.

XXI. That

Artic. XXI.

That presently after the Signing and Sealing of these Articles by the Bashaw, Dey, Aga and Governours of *Algiers*, all Injuries and Damages, sustained on either part, shall be quite taken away and forgotten, and this Peace shall be in full force and virtue, and continue for ever. And for all Depredations and Damages that shall be afterwards committed or done by either Side, before notice can be given of this Peace, full Satisfaction shall immediately be made, and whatsoever remains in kind, shall be instantly restored.

Artic. XXII.

That in case it shall happen hereafter, That any thing is done or committed contrary to this Treaty, whether by the Subjects of the one or the other Party, the Treaty notwithstanding shall subsist in full force, and such Contraventions shall not occasion the Breach of this Peace, Friendship, and good Correspondence, but the Party Injured shall amica-

bly demand immediate Satisfaction for the ſaid Contraventions, before it be lawful to break the Peace; and if the Fault was committed by any Private Subjects of either Party, they alone ſhall be puniſhed as Breakers of the Peace, and Diſturbers of the Publick Quiet. And Our Faith ſhall be Our Faith, and Our Word Our Word.

Confirmed and Sealed in the Preſence of Almighty God, the Fifth day of April, *in the Year of our Lord* Jeſus Chriſt, *One thouſand Six Hundred and Eighty Six: And in the Year of the* Hegira, *One Thouſand Ninety ſeaven, and the three and Twenty day of the Moon* Gemafilavel.

(*L. S.*) (*L. S.*)

F I N I S.

Confirmation of the Articles of Peace between the moſt Serene and Mighty Prince JAMES *the Second, King of* Great Britain, France *and* Ireland, *Defender of the Faith, &c. And the moſt Excellent Signiors, preſent Governors of the Noble City and Kingdom of* Tunis, Hadge *Bectaſh*, Hogia *Dey*, Mahomet *Bey, and* Ibrahim, *Aga of the Divan and Militia of the ſaid City and Kingdom. Concluded by* Thomas Goodwin *Eſq; His Majeſties Agent and Conſul, the Second day of* October 1686.

WHereas there hath been for many years paſt, a firm Peace and Friendſhip, between the moſt Serene and Mighty Prince *Charles* the Second, by the Grace of God of *England*, *Scotland*, *France* and *Ireland* King, Defender of the Chriſtian Faith, and the moſt Illuſtrious Lords the Governors of the Noble City and Kingdom of *Tunis*, as appears by Articles of Peace and Commerce, made and firmed in the Month of *October*, *Anno* 1662, by the moſt Excellent Signiors, *Mahomet* Baſſa, *Muſtapha* Dey, *Morat* Bey, and the Divan of the ſaid City of *Tunis* of the one part, and Sir *John Lawſon*, Knight, on the other part, and Renewed and

Confirmed in the year of our Lord *Jesus Christ* 1675, being the year *Hegira* 1085, by *Mustapha* Bassa, *Hadge Mamme* Dey, *Moratt* Bey, *Mahomet Hosse* Bey, and the Divan of the said City and Kingdom of *Tunis*, on the one part, and by Sir *John Narborough*, Knight, his late Majesties late Admiral in the *Mediterranean* Seas on the other part; and whereas it hath pleased God Almighty to take out of this World his said Majesty *Charles* the Second, whereby the Kingdoms of *England*, *Scotland*, *France* and *Ireland*, are Justly, Legally Descended to His Royal Brother, His now Majesty, the most Serene and Mighty Prince *James* the Second, by the Grace of God of *England*, *Scotland*, *France* and *Ireland*, King, Defender of the Christian Faith; and whereas these our Dominions, having of late been grievously afflicted and disordered by Civil War, are now (thanks be to Almighty God,) in some measure restored to a quiet and setled Government.

We the most Excellent Signiors, present Governors of the Noble City and Kingdom of *Tunis*, *Hadge Bectash*, *Hogia* Dey, *Mahomet* Bey and *Ibrahim Aga* of the Divan and Militia of this our said City and Kingdom, have seen, perused, approved the above recited Articles

of

of Peace, and do now for our ſelves and the whole Body of our Militia, by theſe preſent, Accept, Approve, Ratifie and Confirm, all and every the afore-mentioned Articles of Peace and Commerce, in the ſame Manner and Form as they are Inſerted and Declared in and by the ſaid recited Articles of Peace, hereby firmly promiſing on our Faith, Sacredly and Inviolably to obſerve and maintain the ſaid Peace, in every particular, with his ſaid now Majeſty *James* the Second, King of *Great Britain*, *France* and *Ireland*, and all his Subjects, and to cauſe all our People, of what Degree and Quality ſoever, punctually to obſerve and keep all and every Article thereof, from henceforth for ever, and that if any of our People ſhall at any time violate and break any part of the ſaid Articles, they ſhall be puniſhed with the greateſt ſeverity at their return into our Dominions of *Tunis*.

And for the Money due unto the Engliſh Nation from the Divan, and ſeveral other Perſons belonging to theſe our Dominions according to an account which we have received from *Thomas Goodwin* Eſq; Agent and Conſul for his ſaid Majeſty *James* the Second, King of *Great Britain*, &c. in this our ſaid City and Kingdom of *Tunis*, we do hereby firmly

firmly promiſe to ſee, that intire ſatisfaction ſhall be given them, within the time and ſpace of Twelve Months at furtheſt, next after the date hereof. And whereas we have lately made an Abatement unto the French Nation of Seaven *per Cent.* in the Cuſtoms of all ſuch Goods as they bring into and carry out of our Dominions, having reduced the ſaid Cuſtoms from Ten to Three *per Cent.* We do likewiſe firmly promiſe in manner aforeſaid, that, at the end of Six Months at furtheſt, we will either allow the ſaid Abatement unto the Engliſh Merchants that Trade here, and from thence forward, and for ever take no more than Three *per Cent.* on all ſuch Goods whatſoever as they ſhall bring unto and carry out of theſe our Dominions; or elſe we will at the end of the ſaid Six Months aforeſaid, without any further ſtay cauſe the French Nation to pay their antient Cuſtoms of Ten *per Cent.* as formerly; and to all that is in theſe preſents contained, we do ſtrictly oblige our ſelves, promiſing on our Faith ſacredly to obſerve the ſame and every part thereof, and have therefore Sealed in the preſence of Almighty God, in our Houſe, in our Noble City of *Tunis*, the Second day of *October*, *Anno* 1686.

(L. S.) (L. S.) (L. S.) (L. S.)

F I N I S.

Confirmation of the Articles of Peace between the moſt Serene and Mighty Prince, JAMES *the Second, King of* Great Britain, France *and* Ireland, *Defender of the Faith, &c. And the moſt Illuſtrious Lords,* Iſmael *Baſha,* Brahem *Dey,* Joſeph *Bey,* Haſſan *Calligee Admiral, Aga of the Divan of the City and Kingdom of* Tripoly. *Concluded by* Nathaniel Lodington *His Majeſties Conſul, the Seventh day of* February 168⅞.

WHereas His Sacred Majeſty *James* the Second, King of *Great Britain, France* and *Ireland, &c.* hath pleaſed to ſignifie by his Letters to the Governors of this City and Kingdom of *Tripoly*, that His Majeſty doth fully Impower his Conſul *Nathaniel Lodington* here Reſident, to confirm thoſe Articles of Peace, that were agreed on the Firſt day of *May* 1676, being the 26th day of the Moon *Zaphire*, and the 1087 year of the *Hegira*, by *Hallil* Baſha, *Muſtapha* Dey, and Aga of the Divan on the one part, and Sir *John Narborough* on the other part, in behalf of his late Majeſty *Charles* the Second of Glorious Memory, with whom we enjoy'd entire Friendſhip.

For

For the continuance of which Amity with his now Sacred Majesty *James* the Second, We *Ismael* Basha, *Brahem* Dey, *Joseph* Bey, *Hassan Calligee* Admiral, *Aga* of the Divan, having perused the said Articles, We do by these Presents confirm them all, to and with the said Consul *Nathaniel Lodington*, in the same manner as they are written: Hereby promising on our Faiths to maintain the said Peace, now Ratified, We and all Our People punctually for ever.

Confirmed and Sealed in the Presence of Almighty God, at our Castle in the City of Tripoly, *the Seventh day of* February 1686, *Old Style, being the Second day of the Moon* Herby, *in the year* 1098 *of the* Hegira.

(*L. S.*) (*L. S.*) (*L. S.*) (*L. S.*) (*L. S.*)

FINIS.